IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

THURSDAY, THE SEVENTH DAY OF JULY
TWO THOUSAND AND FIVE

PRESENT

**THE HON'BLE MR JUSTICE GODA RAGHURAM**

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**WRIT PETITION NO : 14642 of 2005**

Between:

1. T. Venkata Reddy, S/o. Kollareddy,
   R/o. Tiruvuru (V & M) Krishna District.
2. Chekuri Pattabhi Ramanna, S/o. Satyanarayana,
   R/o. Vavilala (V) Tiruvuru (M), Krishna District.

**..... PETITIONERS**

AND

1. The Commissioner of Prohibition and Excise A.P., Hyderabad.
2. The Dy. Commissioner of Prohibition and Excise Kakinada.
3. The Prohibition and Excise Superintendent, Krishna

Machilipatnam.

**.....RESPONDENTS**

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the affidavit filed herein the High Court may be pleased to issue writ or direction preferably writ of Mandamus declaring the inaction of the respondents in considering the objections filed by the petitioners dt. 26-6-2005 opposing for establishment of a Bar at Tiruvuru (V & M), of Krishna District, as illegal, arbitrary, and violative of principles of natural justice and consequently direct the respondent No.1 not to grant any licence for establishment of Bar at Tiruvuru (V & M) of Krishna District since it is contrary to rules framed in G.O.Ms. No. 997 dt. 24-5-2005.

**Counsel for the Petitioners: MR.KOWTURU VINAYA KUMAR**
**Counsel for the Respondents: GP FOR PROHIBITION & EXCISE**

**The Court, at the stage of admission, made the following:**

**ORDER:**

This writ petition is premature. Petitioners are licencees holding IL-24 licence in Tiruvuru Gram Panchayath. They "came to know" that the third respondent is entertaining applications for the establishment of Bar and Restaurant and grant of an IL-17 licence around Tiruvuru, which is a Gram Panchayath contrary to the extant Rules i.e., A.P.Excise (Grant of Licence of selling by Bar and conditions of licence) Rules, 2005, issued in G.O.Ms.997, dated 24-05-2005. Contending that no IL-17 licences could be issued in Gram Panchayath area, the writ petition is filed. Admittedly, licences have not yet been granted.

The writ petition is, therefore, premature and is accordingly dismissed at the admission stage.

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07-07-2005.

Lrkm.

To

1. The Commissioner of Prohibition and Excise A.P., Hyderabad.

2. The Dy. Commissioner of Prohibition and Excise Kakinada.
3. The Prohibition and Excise Superintendent, Krishna

Machilipatnam.

4. The GP for Prohibition and Excise, High Court Buildings,

High Court of A.P., Hyderabad (O.U.T).

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